

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

JOHNATHAN G. BROWN,)	
)	
Claimant,)	IC 03-510596
)	
v.)	ORDER
)	
KEELY'S DRYWALL, INC.,)	Filed
)	January 13, 2005
Employer,)	
)	
and)	
)	
LIBERTY NOTHWEST)	
INSURANCE CORPORATION,)	
)	
Surety,)	
)	
Defendants.)	
_____)	

Pursuant to Idaho Code § 72-717, Referee Robert D. Barclay submitted the record in the above-entitled matter, together with his findings of fact and conclusions of law to the members of the Idaho Industrial Commission for their review. Each of the undersigned Commissioners has reviewed the record and the recommendation of the Referee. The Commission concurs with the recommendation. Therefore, the Commission approves, confirms, and adopts the Referee's proposed findings of fact and conclusions of law as its own.

Based upon the foregoing reasons, IT IS HEREBY ORDERED That:

ORDER - 1

1. Claimant is entitled to a permanent partial impairment (PPI) rating of 4% of the whole person. Defendants are entitled to credit for any PPI benefits previously paid.

2. Claimant is entitled to a permanent partial disability (PPD) rating of 4% of the whole person inclusive of his permanent impairment. There is no PPD above PPI.

3. Claimant is not entitled to attorney fees as provided for by Idaho Code § 72-804.

4. Pursuant to Idaho Code § 72-718, this decision is final and conclusive as to the issues adjudicated.

DATED This 13th day of January, 2005.

INDUSTRIAL COMMISSION

/s/
Thomas E. Limbaugh, Chairman

/s/
James F. Kile, Commissioner

/s/
R. D. Maynard, Commissioner

ATTEST:

/s/
Assistant Commission Secretary

CERTIFICATE OF SERVICE

I hereby certify that on the 13th day of January, 2005, a true and correct copy of the foregoing **Order** was served by regular United States Mail upon each of the following:

STEPHEN K STARK
ATTORNEY AT LAW
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/s/_____